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1	JOHN K. VAN DE KAMP, Attorney General of the State of California
2	BARRY D. LADENDORF
3	Deputy Attorney General Department of Justice
4	110 West A Street, Suite 700 San Diego, California 92101 Telephone: (619) 237-7811
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6	Attorneys for Complainant
7	BEFORE THE
8	MEDICAL BOARD OF CALIFORNIA
9	DIVISION OF MEDICAL QUALITY
10	DEPARTMENT OF CONSUMER AFFAIRS
11	STATE OF CALIFORNIA
12	
13	In the Matter of the Accusation ) Against: NO. D-4196
14	DEANE FISH, M.D.
15 16	3670 Clairemont Drive, Ste. 3 STIPULATION FOR VOLUNTARY San Diego, California 92117 SURRENDER OF LICENSE
17	Physician's and Surgeon's ) Certificate No. A19690
18	Respondent.
19	· · · · · · · · · · · · · · · · · · ·
20	IT IS HEREBY STIPULATED AND AGREED by and between the
21	parties to the above matter that the following allegations are
22	true.
23	1. KENNETH WAGSTAFF, complainant herein and Executive
24	Director of the Medical Board of California (hereinafter the
25	"Board"), is represented by John K. Van De Kamp, Attorney General
26	of the State of California, by Barry D. Ladendorf, Deputy
27	Attorney General.
28	2. DEANE FISH, M.D. (hereinafter referred to as

"respondent") is represented in this matter by David J.

Danielsen, Esq. The respondent has counseled with Mr. Danielsen concerning the effect of this stipulation which respondent has carefully read and fully understands.

- 3. The respondent has received and read the accusation which is presently on file and pending in case number D-4196 before the Medical Board of California.
- 4. The respondent understands the nature of the charges alleged in the above-mentioned accusation and that such charges and allegations would constitute cause for imposing discipline upon respondent's Physician's and Surgeon's Certificate issued by the Medical Board of California.
- 5. The respondent is aware of each of his rights, including the right to a hearing on the charges and allegations, the right to confront and cross-examine witnesses who would testify against him, the right to present evidence in his favor or to call witnesses on his behalf, or to testify himself, his right to contest the charges and allegations, and any other rights which may be accorded to him pursuant to the California Administrative Procedure Act (Gov. Code, \$\$ 11500, et seq.), his right to reconsideration, review by the superior court and appeal to the court of appeal; respondent understands that in signing this stipulation rather than contesting the accusation, he is enabling the Medical Board of California to issue its order accepting his voluntary surrender of his license, from the stipulation without further process.
- 6. Respondent freely and voluntarily waives each and every one of the rights set forth hereinabove; that respondent

hereby voluntarily surrenders his Physician's and Surgeon's Certificate, No. A19690, for the Board's formal acceptance.

- 7. Upon acceptance of the within stipulation by the Board, respondent agrees to surrender and cause to be delivered to the Board both his license and wallet certification.

  Respondent further understands that when the Board accepts the voluntary surrender of his license, he will no longer be permitted to practice as a physician and surgeon in California.
- 8. In consideration of the foregoing stipulations and recitals, the Board upon formal acceptance of respondent's voluntary surrender herein agrees to dismiss Accusation No. D-4196 now pending.
- 9. Respondent fully understands that should he ever reapply for a physician's and surgeon's certificate in the State of California, all of the charges and allegations contained in Accusation No. D-4196 shall be deemed admitted by respondent and true and correct for the purpose of any Statement of Issues or any other proceeding seeking to deny such reapplication by respondent.
- 10. The parties further stipulate and agree that the Board's decision in this matter shall become effective on April 1, 1991.
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T	11. All stipulations and recitals contained in this
2	stipulation are made solely and exclusively for the purpose of
3	settlement of Accusation No. D-4196 against Deane Fish, M.D.
4	In the event that this stipulation is rejected, for any reason
5	by the Board, it will be of no force or effect for either part
6	I concur in the stipulation.
7	DATED: <u>Jan 25, 1991</u>
8	JOHN K. VAN DE KAMP, Attorney General of the State of California
9	
10	BARRY D. LADENDORF
11	Deputy Attorney General
12	Attorneys for Complainant
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14	I concur in the stipulation.
15	DATED: 12-28-90
16	AULT, DEUPREY, JONES, DANIELSEN & GORMAN
17	Marikanallien
18	DAVID J./DANIELSEN
19	Attorneys for Respondent
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22	ACKNOWLEDGEMENT
23	I, DEANE FISH, M.D., have read the above stipulation
24	and enter into it freely, voluntarily, intelligently, on advice

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of counsel, and with full knowledge of its force and effect, and

do hereby surrender my certificate of licensure, No. A19690, to

the Medical Board of California, for its formal acceptance.

so formally surrendering my license, I recognize that upon its

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7	Totaliar acceptance by the poard, I will rose air irdire and
2	privileges to practice as a physician and surgeon in the State of
3	California.
4	DATED: (-)5-7/
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6	DEANE FISH, M.D.
7	Respondent
8	
9	ORDER
10	The voluntary surrender of Physician's and Surgeon's
11	Certificate No. A19690, by respondent, DEANE FISH, M.D., is
12	accepted by the Medical Board of California.
13	Accusation No. D-4196 is dismissed.
14	This decision shall become effective on the <u>1ST</u> day
15	of <u>APRIL</u> , 1991.
16	It is so ordered this <u>lst</u> day of <u>April</u> ,
17	1991.
18	$\mathcal{A}$ $\mathcal{A}$
19	Theresa Claassen
20	MEDICAL BOARD OF CALIFORNIA DIVISION OF MEDICAL QUALITY
21	THERESA CLAASSEN
22	Secretary/Treasurer
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